

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

LP MATTHEWS, L.L.C.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 04-1507 (SLR)
	)	
BATH & BODY WORKS, INC.,	)	
and	)	
LIMITED BRANDS, INC.,	)	
and	)	
KAO BRANDS CO. (f/k/a THE ANDREW	)	
JERGENS COMPANY),	)	
and	)	
KAO CORPORATION,	)	
	)	
Defendants.	)	

**BATH & BODY WORKS, INC. AND LIMITED  
BRANDS, INC. NOTICE OF CROSS-APPEAL**

Notice is hereby given that Defendants' Bath & Body Works, Inc. and Limited Brands, Inc. (the "Limited Defendants") in the above named case hereby cross-appeal to the United States Court of Appeals for the Federal Circuit from the November 14, 2006 final judgment to the extent that it:

1. denied Defendants' Motion for Summary Judgment Based on Lack of Standing (D.I. 359);
2. denied Defendants' Motion to Dismiss for Failure to Join a Party (D.I. 359);
3. denied Defendants' Motion for Summary Judgment of Invalidity Under 35 U.S.C. §102 (D.I. 361);
4. denied Defendants' Motion for Summary Judgment of Invalidity Under 35

U.S.C. §103 (D.I. 361);

5. denied Defendants' Motion for Summary Judgment of Invalidity Under 35 U.S.C. §112 (D.I. 361); and

6. denied Defendants' Motion for Summary Judgment of Unenforceability Due to Inequitable Conduct (D.I. 361).

FOX ROTHSCHILD LLP

Dated: December 27, 2006

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Limited Brands, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on December 28, 2006, I electronically filed Defendant Bath & Body Works, Inc.'s and Limited Brands, Inc.'s Notice of Cross-Appeal with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following:

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